

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

HENRY UNSELD WASHINGTON,)	
)	
Plaintiff,)	Civil Action No. 15-1031
)	
v.)	Judge Cathy Bissoon
)	
J.M. SMITH, T.S. OSWALD,)	
D. FARRIER and M. STUMP,)	
)	
Defendants.)	

VERDICT SLIP

Eighth Amendment-Sexual Abuse (August 1, 2013) against Defendant Oswald

1. Do you find by a preponderance of evidence that, on August 1, 2013, Defendant Oswald sexually abused Mr. Washington, in violation of his Eighth Amendment rights?

(Check the appropriate box)

 ✓ Yes No

If you answered “Yes” to Question 1, proceed to Question 2. If you answered “No” to Question 1, you have completed this section and should proceed to Question 6.

2. Do you find by a preponderance of evidence that Mr. Washington suffered actual injury based on the actions of Defendant Oswald on August 1, 2013?

(Check the appropriate box)

 ✓ Yes No

If you answered “Yes” to Question 2, proceed only to Question 3a. If you answered “No” to Question 2, proceed only to Question 3b.

3a. Please state the amount that will fairly compensate Mr. Washington for any physical injury or emotional pain and mental anguish that he sustained as a result of the actions of Defendant Oswald on August 1, 2013:

\$ 20,000.00

After answering Question 3a proceed to Question 4.

3b. Because you answered “no” to Question 2 above, Mr. Washington is awarded nominal damages in the amount of \$1.00.

After reviewing Question 3b proceed to Question 4.

4. Do you find by a preponderance of evidence that, on August 1, 2013, Defendant Oswald acted maliciously or wantonly in violating Mr. Washington’s Eighth Amendment rights?

(Check only one box)

Yes ✓ No

If you answered “Yes” to any part of Question 4, proceed to Question 5. If you answered “No” to all of Question 4, proceed to Question 6.

5. What amount of punitive damages, if any, do you award to Mr. Washington, based on the events on August 1, 2013?

(Do not leave the space “blank.” Enter a dollar amount, or “0.”)

\$ 75,000.00

Proceed to Question 6.

Eighth Amendment-Sexual Abuse (April 2, 2015) against Defendant Oswald

6. Do you find by a preponderance of evidence that, on April 2, 2015, Defendant Oswald sexually abused Mr. Washington, in violation of his Eighth Amendment rights?

(Check the appropriate box)

✓ Yes _____ No

If you answered “Yes” to Question 6, proceed to Question 7. If you answered “No” to Question 6, you are finished with the Verdict Slip and should now sign and date it at the end.

7. Do you find by a preponderance of evidence that Mr. Washington suffered actual injury based on the actions of Defendant Oswald on April 2, 2015?

(Check the appropriate box)

✓ Yes _____ No

If you answered “Yes” to Question 7, proceed only to Question 8a. If you answered “No” to Question 7, proceed only to Question 8b.

8a. Please state the amount that will fairly compensate Mr. Washington for any physical injury or emotional pain and mental anguish that he sustained as a result of Defendant Oswald’s conduct on April 2, 2015:

\$ 20,000.00

After answering Question 8a proceed to Question 9.

8b. Because you answered “no” to Question 7 above, Mr. Washington is awarded nominal damages in the amount of \$1.00.

After reviewing Question 8b proceed to Question 9.

9. Do you find by a preponderance of evidence that, on April 2, 2015, Defendant Oswald acted maliciously or wantonly in violating Mr. Washington’s Eighth Amendment rights?

(Check the appropriate box)

✓ Yes _____ No

If you answered "Yes" to Question 9, proceed to Question 10. If you answered "No" to Question 9, you are finished with the Verdict Slip and should now sign and date it at the end.

10. What amount of punitive damages, if any, do you award to Mr. Washington as a result of Defendant Oswald's conduct on April 2, 2015?

(Do not leave the space "blank." Enter a dollar amount, or "0.")

\$ 200,000.00

Your deliberations are complete. Please sign and date the Verdict Form and notify the Court that you have reached a verdict.

1. J. M. Walker
(Jury Foreperson's signature)

6-14-2023
Date

2. Janine M. Shaw

6. Ray

3. Jan Kany

7. Licia Frances

4. Nathan R. Butte

8. Came Neap

5. Mardene Prager